

Amendment No. 1 to SB1031

Kelsey
Signature of Sponsor

AMEND Senate Bill No. 1031*

House Bill No. 920

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-11-502, is amended by adding the following as a new, appropriately designated subsection:

() It shall not be a defense to prosecution for a violation of § 39-13-514 or § 39-13-529(a), (b)(1) or (b)(2) that the person charged was ignorant or mistaken as to the age of a minor.

SECTION 2. Tennessee Code Annotated, Section 39-13-529, is amended by adding the following new subdivision (4) to subsection (b):

(4)

(A) Except as provided in subdivision (B), it is an exception to the application of this subsection that the victim is at least fifteen (15) but less than eighteen (18) years of age and the defendant is at least four (4) but not more than five (5) years older than the victim.

(B) Subdivision (A) shall not apply or be an exception to the application of subdivision (A), if the defendant intentionally commanded, hired, induced or caused the victim to violate this subsection (b).

SECTION 3. This act shall take effect July 1, 2013, the public welfare requiring it.